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Patent
Attorney's Docket No. 026350-053

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Tetsuko TAKABE

Application No.: 09/870,501

Filed: June 1, 2001

For: PEROXISOMAL ASCORBATE
PEROXIDASE GENE INDUCED BY
HIGH TEMPERATURE STRESS AND A
TRANSGENIC PLANT EXHIBITING
THERMOTOLERANCE (As Amended)

)
)
) Group Art Unit: 1638

)
) Examiner: Cynthia E. Collins

)
) Confirmation No.: 7822

TECH CENTER 1600/2900

REPLY AND AMENDMENT

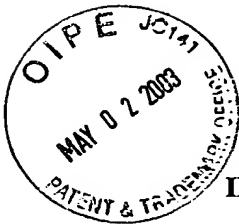
MAY 06 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RECEIVED

Sir:

In complete response to the Official Action mailed January 2, 2003 (Paper No. 11),
please amend the instant application as follows.

1638
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REPLY AND AMENDMENT TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Enclosed is a Reply and Amendment for the above-identified patent application.

- ☒ A Petition for Extension of Time is also enclosed.
- ☐ A Terminal Disclaimer and a check for ☐ \$55.00 (2814) ☐ \$110.00 (1814) to cover the requisite Government fee are also enclosed.
- ☐ Also enclosed is _____.
- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$370.00 (2801) ☐ \$740.00 (1801) fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) previously submitted ___, on ___, for which continued examination is requested.
- ☐ Applicant(s) request suspension of action by the Office until at least ___, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (146/246) is also enclosed.

(10/02)

☒ No additional claim fee is required.

☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims	4	MINUS 18 =	0	× \$18.00 (1202) =	0.00
Independent Claims	2	MINUS 4 =	0	× \$84.00 (1201) =	0.00
If Amendment adds multiple dependent claims, add \$280.00 (1203)					
Total Amendment Fee					
If small entity status is claimed, subtract 50% of Total Amendment Fee					
TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT					\$0.00

☐ A claim fee in the amount of \$ _____ is enclosed.

☐ Charge \$ _____ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: Malcolm K. Mayhew #39,300
for Erin M. Dunston
Registration No. 51,147

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Date: May 2, 2003